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OFFICE OF PETITIONS

In re Application of :
Suklikar, et. al : DECISION ON PETITION
Application No. 09/540,303 :
Filed: March 31, 2000 :
Docket No.: SIEB042/00US :
:

This is a decision on the petition under 37 C.F.R. § 1.137(b),
filed March 9, 2007.

The petition is hereby **GRANTED**.

This application became abandoned for failure to timely submit a proper reply to the final Office action mailed November 1, 2005. Notice of Abandonment was mailed June 2, 2005.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

The instant petition has been reviewed and found in compliance with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the failure to timely submit a proper reply to the final Office action is accepted as having been unintentionally delayed.

The above-identified application is being revived solely for purposes of continuity. As continuity has been established by this decision reviving the application, the application is again abandoned in favor of the continuation application 11/415,406, filed May 1, 2006.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the extension of time fee submitted herewith was subsequent to the maximum period obtainable for reply, this fee is unnecessary. Petitioners may request a refund of this fee by writing to the Office of Finance, Refund Section. A copy of this decision should accompany petitioner's request.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.



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Petitions Attorney
Office of Petitions